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GRAPH FOUNDATION, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

NEO4J, INC., a Delaware corporation,

Plaintiff,

v.

GRAPH FOUNDATION, INC., an Ohio
corporation,

Defendant.

CASE NO. 5:19-cv-06226-EJD

**STIPULATION AND ~~[PROPOSED]~~
ORDER TO EXTEND TIME TO FILE
REPLY IN SUPPORT OF MOTION TO
STRIKE**

Judge: Hon. Edward J. Davila
Courtroom 4, 5th Floor

Action Filed: October 1, 2019
Trial Date: None

Pursuant to Civ. L.R. 6-2, the parties hereby stipulate to an extension of time for Plaintiff, Neo4j, Inc. (“Neo4j USA”), to file a reply in support of Neo4j USA’s Motion to Strike, but such extension will not affect the Court’s scheduled hearing date.

RECITALS

1. On February 7, 2020, Neo4j USA filed its Notice of Motion and Motion to Strike; Memorandum of Points and Authorities in Support thereof (“Motion”). *See* Dkt. No. 32. The hearing on the Motion is currently scheduled for May 7, 2020 at 9:00 a.m.

2. On February 21, 2020, Defendant, Graph Foundation, Inc. (“GFI”) filed a Memorandum of Points and Authorities in Opposition to Plaintiff’s Motion to Strike. *See* Dkt. No. 36.

3. Pursuant to Civ. L.R. 7-3(c), the filing deadline for Neo4j USA to file a reply in support of the Motion is currently February 28, 2020.

4. Neo4j USA has requested and GFI has agreed to grant an extension of time to file its reply from February 28, 2020 to March 3, 2020. The agreed-upon extension corresponds with the deadline for Neo4j USA to file its reply in support of its Motion for a Judgment on the Pleadings that is currently pending in the related case, *Neo4j, Inc. v. Purethink LLC, et al.* (Case No. 5:18-cv-07182).

5. Accordingly, the parties have stipulated and agreed to seek the Court’s approval of, an extension of time for Neo4j USA to file the reply in support of its Motion from February 28, 2020 to March 3, 2020.

6. The parties propose no change in the currently scheduled date for the hearing on the Motion, May 7, 2020, and no prior extension of time for the deadline to file Neo4j’s reply in support of the Motion has been requested.

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STIPULATION

Pursuant to Civil Local Rule 6-2, the parties, through their undersigned counsel, hereby stipulate and agree that Neo4j USA's deadline to file a reply brief in support of the Motion to Strike (Dkt. No. 32) should be extended to March 3, 2020. The hearing on the Motion would remain as previously scheduled by the Court on May 7, 2020 at 9:00 a.m.

Dated: February 25, 2020

HOPKINS & CARLEY
A Law Corporation

By: /s/ Jeffrey M. Ratinoff
Jeffrey M. Ratinoff
Attorneys for Plaintiff
NEO4J, INC.

Dated: February 25, 2020

BERGESON, LLP

By: /s/ John D. Pernick
John D. Pernick
Attorneys for Defendant
GRAPH FOUNDATION, INC.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 2/27/2020


Hon. Edward J. Davila
United States District Court Judge